



February 18, 2015

SENATE JOINT RESOLUTION No. 12

DIGEST OF SJ 12 (Updated February 16, 2015 4:19 pm - DI 92)

Citations Affected: Article 1, Section 40 of the Constitution of the State of Indiana.

Synopsis: Right to farm and ranch. Provides that the Constitution of the State of Indiana guarantees the right of the people of Indiana to engage in diverse farming and ranching practices. Provides that the general assembly may not pass a law that unreasonably abridges the right of farmers and ranchers to employ or refuse to employ effective agricultural technology and livestock production and ranching practices. Provides that the new constitutional provision does not modify any: (1) provision of the common law; (2) statute relating to trespass or eminent domain; or (3) other property right, existing or previously enacted statute, or existing or previously adopted administrative rule.

Effective: This proposed amendment must be agreed to by two consecutive general assemblies and ratified by a majority of the state's voters voting on the question to be effective.

Steele

January 8, 2015, read first time and referred to Committee on Agriculture.
February 17, 2015, reported favorably — Do Pass.



February 18, 2015

Second Regular Session 118th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE JOINT RESOLUTION No. 12

A JOINT RESOLUTION proposing an amendment to Article 1 of the Constitution of the State of Indiana by adding a new section concerning farming and ranching.

Be it resolved by the General Assembly of the State of Indiana:

- 1 SECTION 1. The following amendment to the Constitution of the
2 State of Indiana is proposed and agreed to by this, the One Hundred
3 Nineteenth General Assembly of the State of Indiana, and is referred
4 to the next General Assembly for reconsideration and agreement.
5 SECTION 2. ARTICLE 1 OF THE CONSTITUTION OF THE
6 STATE OF INDIANA IS AMENDED BY ADDING A NEW
7 SECTION TO READ AS FOLLOWS: **Section 40. (a) The people of**
8 **Indiana desire to:**
9 **(1) protect the rights of ownership of property and the**
10 **adequate production of food, fuel, fiber, and shelter, while**
11 **maintaining the common law; and**

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- 1 **(2) promote agriculture as a central activity to be conducted**
2 **in Indiana, and to maintain agriculture as a vital economic**
3 **activity serving as a foundation and stabilizing force of**
4 **Indiana's economy.**
- 5 **(b) The right of the people of Indiana to engage in diverse**
6 **farming and ranching practices is guaranteed by this Constitution.**
- 7 **(c) The General Assembly may not pass a law that unreasonably**
8 **abridges the right of farmers and ranchers to employ or refuse to**
9 **employ effective agricultural technology and livestock production**
10 **and ranching practices.**
- 11 **(d) This section does not modify any:**
- 12 **(1) provision of the common law;**
13 **(2) statute relating to trespass or eminent domain; or**
14 **(3) other property right, existing or previously enacted**
15 **statute, or existing or previously adopted administrative rule.**



COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture, to which was referred Senate Joint Resolution No. 12, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said resolution DO PASS.

(Reference is to SJR 12 as introduced.)

LEISING, Chairperson

Committee Vote: Yeas 6, Nays 2

